

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
Charlottesville Division

DR. ROBERT W. MALONE,

Plaintiff,

v.

Case No. 3:22-cv-63

PETER R. BREGGIN, MD,
GINGER ROSS BREGGIN,
AMERICA OUT LOUD,
DR. JANE RUBY

-and-

RED VOICE MEDIA

Defendants.

DR. JANE RUBY'S MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM

Pursuant to Fed. R. Civ. P. 12(b)(6), defendant DR. JANE RUBY, ("Dr. Ruby"), respectfully moves to dismiss Plaintiff's Amended Complaint [DE [37](#)] for failure to state a claim.

The grounds for the motion are set forth in the accompanying memorandum of law.

Dated: July 20, 2023

Respectfully submitted,

MERRITTHILL, PLLC

/s/ R. Braxton Hill, IV

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Attorneys for Defendant Dr. Jane Ruby

CERTIFICATE OF SERVICE

I hereby certify that on this date the foregoing document filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) and paper copies will be sent to the non-registered participants.

Date: July 20, 2023

/s/ R. Braxton Hill, IV

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